

Bureau of Industry and Security, Commerce

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Chemical Weapons Convention Implementation Act of 1998 (Act), the National Emergencies Act, the International Emergency Economic Powers Act (IEEPA), as amended, and the Export Administration Act of 1979, as amended, by extending verification and trade restriction requirements under Article VI and related parts of the Verification Annex of the Convention to U.S. persons. In Executive Order 13128 of June 25, 1999, the President delegated authority to the Department of Commerce to promulgate regulations to implement the Act, and consistent with the Act, to carry out appropriate functions not otherwise assigned in the Act but necessary to implement certain reporting, monitoring and inspection requirements of the Convention and the Act.

§ 710.6 Relationship between the Chemical Weapons Convention Regulations and the Export Administration Regulations, the International Traffic in Arms Regulations, and the Alcohol, Tobacco, Firearms and Explosives Regulations.

Certain obligations of the U.S. Government under the CWC pertain to exports and imports. The obligations on exports are implemented in the Export Administration Regulations (EAR) (15 CFR parts 730 through 799) and the International Traffic in Arms Regulations (ITAR) (22 CFR parts 120 through 130). See in particular §§ 742.2 and 742.18 and part 745 of the EAR, and Export Control Classification Numbers 1C350, 1C351, 1C355 and 1C395 of the Commerce Control List (Supplement No. 1 to part 774 of the EAR). The obligations on imports are implemented in the Chemical Weapons Convention Regulations (§§ 712.2 and 713.1) and the Alcohol, Tobacco, Firearms and Explosives Regulations in 27 CFR part 447.

SUPPLEMENT NO. 1 TO PART 710—STATES PARTIES TO THE CONVENTION ON THE PROHIBITION OF THE DEVELOPMENT, PRODUCTION, STOCKPILING, AND USE OF CHEMICAL WEAPONS AND ON THEIR DESTRUCTION

LIST OF STATES PARTIES AS OF MARCH 25, 2006

| | |
|-------------|---------|
| Afghanistan | Algeria |
| Albania | Andorra |

| | |
|------------------------------------|---|
| Antigua and Barbuda | India |
| Argentina | Indonesia |
| Armenia | Iran (Islamic Republic of) |
| Australia | Ireland |
| Austria | Italy |
| Azerbaijan | Jamaica |
| Bahrain | Japan |
| Bangladesh | Jordan |
| Belarus | Kazakhstan |
| Belgium | Kenya |
| Belize | Kiribati |
| Benin | Korea (Republic of) |
| Bhutan | Kuwait |
| Bolivia | Kyrgyzstan |
| Bosnia-Herzegovina | Laos (P.D.R.)* |
| Botswana | Latvia |
| Brazil | Lesotho |
| Brunei Darussalam* | Liberia |
| Bulgaria | Libya |
| Burkina Faso | Liechtenstein |
| Burundi | Lithuania |
| Cambodia | Luxembourg |
| Cameroon | Macedonia (The Former Yugoslav Republic of) |
| Canada | Madagascar |
| Cape Verde | Malawi |
| Chad | Malaysia |
| Chile | Maldives |
| China*** | Mali |
| Colombia | Malta |
| Congo (Democratic Republic of the) | Marshall Islands |
| Cook Islands** | Mauritania |
| Costa Rica | Mauritius |
| Cote d'Ivoire (Ivory Coast) | Mexico |
| Croatia | Micronesia (Federated States of) |
| Cuba | Moldova (Republic of)* |
| Cyprus | Monaco |
| Czech Republic | Mongolia |
| Denmark | Morocco |
| Djibouti | Mozambique |
| Dominica | Namibia |
| Ecuador | Nauru |
| El Salvador | Nepal |
| Equatorial Guinea | Netherlands*** |
| Eritrea | New Zealand |
| Estonia | Nicaragua |
| Ethiopia | Niger |
| Fiji | Nigeria |
| Finland | Niue** |
| France | Norway |
| Gabon | Oman |
| Gambia | Pakistan |
| Georgia | Palau |
| Germany | Panama |
| Ghana | Papua New Guinea |
| Greece | Paraguay |
| Grenada | Peru |
| Guatemala | Philippines |
| Guinea | Poland |
| Guyana | Portugal |
| Haiti | Qatar |
| Holy See* | |
| Honduras | |
| Hungary | |
| Iceland | |

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| | |
|----------------------------------|---------------------|
| Romania | Swaziland |
| Russian Federation | Sweden |
| Rwanda | Switzerland |
| Saint Kitts and Nevis | Tajikistan |
| Saint Lucia | Tanzania, United |
| Saint Vincent and the Grenadines | Republic of |
| Samoa | Thailand |
| San Marino | Timor Leste (East |
| Sao Tome and Principe | Timor) |
| Saudi Arabia | Togo |
| Senegal | Tonga |
| Serbia and Montenegro | Trinidad and Tobago |
| Seychelles | Tunisia |
| Sierra Leone | Turkey |
| Singapore | Turkmenistan |
| Slovak Republic* | Tuvalu |
| Slovenia | Uganda |
| Solomon Islands | Ukraine |
| South Africa | United Arab |
| Spain | Emirates |
| Sri Lanka | United Kingdom |
| Sudan | United States |
| Suriname | Uruguay |
| | Uzbekistan |
| | Vanuatu |
| | Venezuela |

| | |
|---------|----------|
| Vietnam | Zambia |
| Yemen | Zimbabwe |

*For export control purposes, these destinations are identified using a different nomenclature under the Commerce Country Chart in Supplement No. 1 to part 738 of the Export Administration Regulations (EAR) (15 CFR parts 730–799).

**For export control purposes, Cook Islands and Niue are not identified on the Commerce Country Chart in Supplement No. 1 to part 738 of the EAR and are treated the same as New Zealand, in accordance with § 738.3(b) of the EAR.

***For CWC States Parties purposes, a territory, possession, or department of any country that is listed in this Supplement as a State Party to the CWC, is treated the same as the country of which it is a territory, possession, or department (e.g., China includes Hong Kong and Macau; the Netherlands includes Aruba and the Netherlands Antilles).

**SUPPLEMENT NO. 2 TO PART 710—
DEFINITIONS OF PRODUCTION**

SUPPLEMENT NO. 2 TO PART 710—DEFINITIONS OF PRODUCTION

| Schedule 1 chemicals | Schedule 2 and Schedule 3 chemicals | Unscheduled discrete organic chemicals (UDOCs) |
|---|--|--|
| Produced by a biochemical or biologically mediated reaction | | Produced by synthesis* |
| Formation through chemical synthesis. Processing to extract and isolate Schedule 1 chemicals. | All production steps in any units within the same plant which includes associated processes—purification, separation, extraction distillation or refining.** | |

* Intermediates used in a single or multi-step process to produce another declared UDOC are not declarable.

** Intermediates are subject to declaration, except “transient intermediates,” which are those chemicals in a transition state in terms of thermodynamics and kinetics, that exist only for a very short period of time, and cannot be isolated, even by modifying or dismantling the plant, or by altering process operating conditions, or by stopping the process altogether are not subject to declaration.

PART 711—GENERAL INFORMATION REGARDING DECLARATION, REPORTING, AND ADVANCE NOTIFICATION REQUIREMENTS, AND THE ELECTRONIC FILING OF DECLARATIONS AND REPORTS

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- 711.1 Overviews of declaration, reporting, and advance notification requirements.
- 711.2 Who submits declarations, reports, and advance notifications?
- 711.3 Compliance review.
- 711.4 Assistance in determining your obligations.
- 711.5 Numerical precision of submitted data.
- 711.6 Where to obtain forms.
- 711.7 Where to submit declarations, reports, and advance notifications.

- 711.8 How to request authorization from BIS to make electronic submissions of declarations or reports.

AUTHORITY: 22 U.S.C. 6701 *et seq.*; E.O. 13128, 64 FR 36703, 3 CFR 1999 Comp., p. 199.

SOURCE: 71 FR 24929, Apr. 27, 2006, unless otherwise noted.

§ 711.1 Overviews of declaration, reporting, and advance notification requirements.

Parts 712 through 715 of the CWCR (parts 710 through 729 of this subchapter) describe the declaration, advance notification and reporting requirements for Schedule 1, 2 and 3 chemicals and for unscheduled discrete organic chemicals (UDOCs). For each